

Attorney's Docket No.: 06275-188001  
Client's Ref. No.: D 1576-1P US

**OFFICIAL COMMUNICATION**

**FACSIMILE**

**TO THE ATTENTION OF:**

**MAIL STOP ISSUE FEE**

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**NUMBER OF PAGES INCLUDING THIS PAGE: 6**

Applicant : Tommy Ekstrom  
Serial No. : 09/367,950  
Filed : August 18, 1999

Art Unit : 1617  
Examiner : Jennifer Kim  
Confirmation No.: 4952  
Notice of Allowance Date: July 9, 2003  
**FACSIMILE COMMUNICATION**

Title : NEW USE

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is an Information Disclosure Statement and Form PTO-1449, faxed this 24<sup>th</sup> day of September, 2003, to Mail Stop Issue Fee, U.S. Patent and Trademark Office.

Date: September 24, 2003

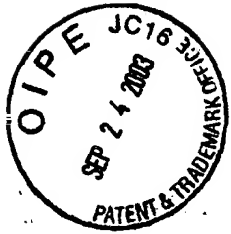
Respectfully submitted,

Janis K. Fraser, Ph.D., J.D.  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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INFORMATION DISCLOSURE STATEMENT

A copy of the reference listed on the attached form PTO-1449 is enclosed. This reference was cited in a Form PTO-1449 on August 21, 2001 (Desig. ID. BM), but was not considered by the Examiner because a copy of the reference was allegedly not provided. This statement is being filed after a Notice of Allowance, but before payment of the issue fee.

Applicant thanks the Examiner for a courteous and productive telephone call with Applicant's representative, Dr. Allyson Hatton, on September 24, 2003. The Examiner instructed Dr. Hatton to submit the reference by an official IDS before payment of the Issue Fee, and she said she would consider the reference before the October 9, 2003, deadline for payment of the Issue Fee.

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

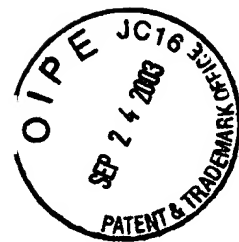
September 24, 2003

Date of Transmission

Signature

Roberta L. Hahn

Typed or Printed Name of Person Signing Certificate



Applicant : Tommy Ekstrom  
Serial No. : 09/367,950  
Filed : August 18, 1999  
Page : 2 of 2

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No fees are believed to be due. Any charges or credits can be applied to Deposit Account No. 06-1050, referencing Attorney Docket No. 06275-188001.

Respectfully submitted,

Date:

Date: Sept. 24, 2003

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Sheet 1 of 1

Substitute Form PTO-1449 (modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 06275-188001	Application No. 09/367,950
<b>Information Disclosure Statement by Applicant</b> (Use several sheets if necessary) (37 CFR §1.98(b))		Applicant <b>Tommy Ekstrom</b>	
		Filing Date August 18, 1999	Group Art Unit 1617

**U.S. Patent Documents**

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA						
	AB						

**Foreign Patent Documents or Published Foreign Patent Applications**

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
	AC							

**Other Documents (include Author, Title, Date, and Place of Publication)**

Examiner Initial	Desig. ID	Document
	AD	"FDA recommends easier-to-take asthma drug" Florida Today, Associate Press, November 24, 1999.
	AE	
	AF	
	AG	

Examiner Signature	Date Considered
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

Substitute Disclosure Form (PTO-1449)